

Indigenous Laws: Resources for the Hearings of the Public Inquiry Commission on relations between Indigenous Peoples and certain public services in Québec: listening, reconciliation and progress – December 2017

General Concepts of Indigenous Laws:

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- Lance Finch, "The Duty to Learn: Taking Account of Indigenous Legal Orders in Practice" (2012) CLE BC Materials
- Sébastien Grammond, "Indigenous Law-Making", in *Terms of Co-Existence: Indigenous Peoples and Canadian Law* (Toronto: Carswells, 2013), at 367-391.
- Val Napoleon, "Thinking About Indigenous Legal Orders" (revised) in Colleen Shepard & Kirsten Anker, eds., *Dialogues on Human Rights and Legal Pluralism*, 2012 Springer Press' Seriesm, *Ius Gentium: Comparative Perspectives on Law and Justice*.
- Val Napoleon and Hadley Friedland, "Indigenous Legal Traditions: Roots to Renaissance" in Markus Dubber & Tatjanie Hoernie, eds., *The Oxford Handbook on Criminal Law* (Oxford University Press, 2014).
- Jeremy Webber, "The Grammar of Customary Law" (2009) 54 McGill LJ 579
- TRC Final Report, Volume 6: Chapter 2 – Indigenous law: Truth, Reconciliation, and Access to Justice, at 45-79.

Methods for Engaging with Indigenous Laws:

- John Borrows, "Heroes, Tricksters, Monsters and Caregivers: Indigenous Laws and Legal Education" (2016) 61 McGill Law Journal.
- Hadley Friedland and Val Napoleon, "Gathering the Threads: Developing a Methodology for Researching and Rebuilding Indigenous Legal Traditions." (2015) 1(1) Lakehead Law Journal 33.
- Sarah Morales, "St'l'ul nup: Legal Landscapes of the Hul'Qumi'um mustimuhw" (2016) 33 Windsor Y B Access Just 103.
- Val Napoleon and Hadley Friedland, "An Inside Job: Engaging with Indigenous Legal Traditions Through Stories" (2016) 61:4 McGill Law Journal 1.
- Val Napoleon, Angela Cameron, Colette Arcand and Dahti Scott, "Where's the Law in Restorative Justice?" in Yale Belanger, ed., *Aboriginal Self Government in Canada: Current Trends and Issues*, 3rd edition (Saskatoon, Purich Publishing Press, 2008).
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Examples of Legal Research Engaging with Indigenous Laws: .

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- Harold Cardinal, "Nation-Building: Reflections of a Niyhiyow (Cree)"(2007).

- Hadley Friedland, *The AJR Project Cree Legal Traditions Report* (May 2014), prepared for the Accessing Justice and Reconciliation Project, on file with the University of Victoria Indigenous Law Research Unit.
- Hadley Friedland, “Chapter 4: Wah-ko-to-win: Laws for a Society of Relationships” and “Chapter 5: Creating a Cree Justice Process using Cree Legal Principles” from: *Reclaiming the Language of Law: The Contemporary Articulation and Application of Cree Legal Principles in Canada* (PhD Dissertation, University of Alberta, 2016).
- Sébastien Grammond and Christiane Guay, “Understanding Innu Normativity in Matters of Customary “Adoption” and Care (2016) 61(4) McGill LJ 885. Available in French and English.
- Napoleon, Val, *Ayook: Gitksan Legal Order, Law, and Legal Theory* (PhD Dissertation, University of Victoria, Faculty of Law, 2009).

Indigenous Legal Education:

- Val Napoleon and Hadley Friedland, *Indigenous Legal Traditions Core Workshop Materials* (2011/2015) (unpublished). **Available in French and English.**

Gender, Violence and Critical Issues:

- Angela Cameron, “Stopping the Violence: Canadian Feminist Debates on Restorative Justice and Intimate Violence” (2006) 10(1) *Theoretical Criminology*.
- Val Napoleon, “Aboriginal Discourse: Gender, Identity and Community” in Ben Richardson, Shin Imai and Kent McNeil, Eds., *Indigenous Peoples and the Law* (UK, Hart, 2009).
- Val Napoleon, “Raven’s Garden: A Discussion about Aboriginal Sexual Orientation and Transgender Issues” 2002 17:2 *Canadian Journal of Law and Society* 149-71.
- Emily Snyder, Val Napoleon and John Borrows, “Gender and Violence: Drawing on Indigenous Legal Resources” 48 *UBC L Rev* 593.

Critical Interactions with State Systems:

- Marie-Andrée Denis-Boileau & Marie-Eve Sylvestre “Ipeelee and the Duty to Resist” (2017) 21 *Canadian Criminal LR* 73. **Available in French and English.**
- Hadley Friedland, “Navigating through Narratives of Despair: Making Space for the Cree Reasonable Person in the Canadian Justice System.” (2016) 67 *University of New Brunswick Law Journal* 269.
- Hadley Friedland, “Tragic Choices and the Division of Sorrow: Speaking about Race, Culture and Community Traumatization in the Lives of Children” (2009) 25 (2) *Canadian Journal of Family Law* 223.
- Naiomi Metallic, “Indian Act By-Laws: A Viable Means For First Nations to (Re)assert Control over Local Matters Now and Not Later” (2016) 67 *UNBLJ* 211.
- Val Napoleon and Hadley Friedland, “Chapter 11: Accessing Tully: Political Philosophy for the Everyday and the Everyone”, in Robert Nichols and Jakheet Singh, eds., *Freedom and Democracy in an Imperial Context: Dialogues with James Tully* (New York: Routledge, 2014).

- Sherene H. Razak, “Gendered Racial Violence and Spatialized Justice: The Murder of Pamela George” in Sherene H. Razack, ed., *Race, Space and the Law: Unmapping a White Settler Society* (Toronto: Between the Lines, 2002).
- Ardith Walkem, *Wrapping Our Ways Around Them: Aboriginal Communities and the CFCSA Guidebook* (ShchEma-mee.tkt Project (Lytton, BC: Nlaka’pamux Nation Tribal Council, 2015), online: <http://www.nntc.ca/docs/aboriginalcommunitiesandthecfcsaguidebook.pdf>).